

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

BROADCOM CORPORATION, :
Plaintiff, : CIVIL ACTION NO. 05-3350 (MLC)
v. : **ORDER & JUDGMENT**
QUALCOMM INCORPORATED, :
Defendant. :
_____:

For the reasons stated in the Court's memorandum opinion, **IT IS** on this 30th day of August, 2006, **ORDERED** that the motion by defendant, Qualcomm Incorporated, to dismiss the amended complaint (dkt. entry no. 31) is **GRANTED**; and

IT IS FURTHER ADJUDGED that the amended complaint insofar as it asserts claims pursuant to federal law is **DISMISSED WITHOUT PREJUDICE**, and with **LEAVE** to the plaintiff to move to further amend the amended complaint; and

IT IS FURTHER ADJUDGED that the amended complaint insofar as it asserts claims pursuant to state law and common law is **DISMISSED WITHOUT PREJUDICE** to recommence those claims in state court; and

IT IS FURTHER ORDERED the motion to quash a subpoena (dkt. entry no. 72) is **DENIED WITHOUT PREJUDICE**; and

IT IS FURTHER ORDERED the motion to seal certain documents (dkt. entry no. 83) is **DENIED WITHOUT PREJUDICE**; and

IT IS FURTHER ORDERED that the Clerk of the Court designate this action as **CLOSED**.

s/ Mary L. Cooper
MARY L. COOPER
United States District Judge